

MINUTES OF THE TOWN BOARD MEETING OF APRIL 27, 2016

PRESENT: Supervisor Edward Fairbrother
Council Bob Adams
Lee Giammichele
Clerk Linda Cross
ABSENT: Council Andy Gillette
Mike Saglibene
Attorney Thomas Reilly

Supervisor Fairbrother opened the Water Board meeting at 7:00 p.m., and requested those present to participate in the Pledge of Allegiance.

CONCERNS OF THE PEOPLE- None

MINUTES – March 23, 2016 and April 13, 2016

Councilperson Adams made a motion, seconded by Councilperson Giammichele to approve the Town Board minutes of March 23, 2016, as presented. All in favor except Councilperson Saglibene, and Councilperson Gillette, motion carried.

Councilperson Adams made a motion, seconded by Councilperson Giammichele to approve the Town Board minutes of April 13, 2016, as presented. All in favor except Councilperson Saglibene, and Councilperson Gillette, motion carried.

NEW BUSINESS

RESOLUTION NO. 138-16 BUDGET TRANSFERS AND VOID 4 CHECKS APPROVED

Resolution by: Giammichele
Seconded by: Adams

WHEREAS a memorandum was received from the Bookkeeper, dated April 13, 2016, requesting authorization to void four checks, and a budget Transfer, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, and

WHEREAS the Bookkeeper is also requesting budget transfer due to overspent budget, and

Budget Transfer General Fund

To Drainage—CO A. 8540.0200	3,797.90
From Drainage—CE A. 8540.0200	3,797.90

BE IT THEREFORE RESOLVED the Town Board authorizes the Bookkeeper to void check# 14343 made payable to Susan Cordier of AAP dated 06/26/15, amount \$30 and deleting voucher #4005145 due to exceeding its 6 months cashing period, and

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RESOLUTION NO. 138-16, BUDGET TRANSFERS AND VOID 4 CHECKS APPROVED
continued

Void check #14584 made payable to Marge Tremaine dated 08/28/15, amount \$40. The check is uncashed as of 04/13/16. A new check will be reissued for replacement, and

Void check #14636 made payable to Elizabeth Rich dated 09/10/15, amount \$4.60. The check is uncashed as of 04/13/16. A new check will be reissued for replacement, now

FURTHER RESOLVED void check #14621 made payable to Alyson Haefner dated 09/10/15, amount \$30 and deleting voucher# 4005656. Check is returned as undeliverable even though address is correct.

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

RESOLUTION NO. 139-16
ABSTRACT OF AUDITED VOUCHERS FOR APRIL 27, 2016 APPROVED

Resolution by: Adams
Seconded by: Giammichele

RESOLVE that the Town of Big Flats approve the Abstract of Audited Vouchers for April 27, 2016, and order the bills paid, when in funds, for the following:

GENERAL FUND	\$ 76,825.25
HIGHWAY FUND	\$ 40,344.87
WD 4&5 Capital Project #12	\$ 7,332.95
WATER DISTRICT #4	\$ 614.39
WATER DISTRICT #5	\$ 7,575.30
LIGHTING DISTRICT	\$ 588.74

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

RESOLUTION NO. 140-16
COMMUNITY BROADCASTERS, LLC, FIREWORKS, ELMIRA CORNING REGIONAL
AIRPORT, APPROVED

Resolution by: Giammichele
Seconded by: Adams

WHEREAS Community Broadcasters, LLC has contracted with Young Explosives to conduct a fireworks display at the Elmira Corning Regional Airport on Saturday, June, 25, 2016 at 9:45 p.m., with no rain date, and

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RESOLUTION NO. 140-16, COMMUNITY BROADCASTERS, LLC, FIREWORKS,
ELMIRA CORNING REGIONAL AIRPORT, APPROVED continued

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Fireworks Commissioner Lee Giammichele to sign the Fireworks Permit, contingent upon the review and approval by the Attorney of the Town, permitting the fireworks display sponsored by Community Broadcasters. LLC, at the Elmira Corning Regional Airport to be held on June 25, 2016 at 9:45 P.M. with no rain date.

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

RESOLUTION NO.141-16

BIG FLATS COMMUNITY DAYS, INC. AGREEMENT TO ORGANIZE, OPERATE & RUN
THE ANNUAL COMMUNITY DAYS FESTIVAL APPROVED

Resolution by: Adams
Seconded by: Giammichele

WHEREAS Big Flats Community Days, Inc. is a not-for-profit corporation that organizes, operates and runs an annual Community Days festival which is held at the Big Flats Community Park, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Town Supervisor to sign the agreement with Big Flats Community Days, Inc. for the purpose of holding the Big Flats Community Days festival at Community Park on June 23-25, 2016 subject to the review and approval by the Attorney of the Town.

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

RESOLUTION NO. 142-16

PERMIT FEE WAIVER FOR BIG FLATS COMMUNITY DAYS, INC. APPROVED

Resolution by: Giammichele
Seconded by: Adams

MINUTES OF THE TOWN BOARD MEETING OF APRIL 27, 2016

RESOLUTION NO. 142-16, PERMIT FEE WAIVER FOR BIG FLATS COMMUNITY DAYS, INC. APPROVED continued

WHEREAS Big Flats Community Days, Inc. is a not-for profit corporation that organizes, operates and runs an annual Community Days festival which is held at the Big Flats Community Park, and

WHEREAS the festival requires the use of the Community Park and pavilions for a period running from June 23-25, 2016, and

WHEREAS the proceeds from Big Flats Community Days Inc. as indicated in the Big Flats Community Days, Inc. Bi-Laws goes towards the beautification of the Town and its parks, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board waives the fees pertaining to the use of Big Flats Community Park, due to the fact that said proceeds are used for the beautification of the Town and its parks, for the purposes of holding the Big Flats Community Days Festival.

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

RESOLUTION NO. 143-16
FIREWORKS PERMIT WITH AMERICAN FIREWORKS DISPLAY LLC,
BIG FLATS COMMUNITY DAYS APPROVED

Resolution by: Adams
Seconded by: Giammichele

WHEREAS Big Flats Community Days Inc. will be holding their Annual Community Days Festival June 23rd through June 25th 2016, and

WHEREAS Big Flats Community Days, Inc. has contracted with American Fireworks Display, LLC to conduct a fireworks display on June 24, 2016, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board authorizes the Fireworks Commissioner Lee Giammichele to sign the Fireworks Permit, contingent upon the review and approval by the Attorney of the Town, permitting the fireworks display per the agreement between and by Big Flats Community Days, Inc. and American Fireworks Display LLC to be held on June 24, 2016.

CARRIED: AYES: Giammichele, Adams, Fairbrother
NAYS: None ABSENT: Gillette, Saglibene

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RESOLUTION NO. 144-16

GAMES OF CHANCE LICENSE, GCVS-1, "VERIFIED STATEMENT OF RAFFLE TICKET OPERATIONS" FOR BIG FLATS COMMUNITY DAYS, LLC. APPROVED

Resolution by: Giammichele

Seconded by: Adams

WHEREAS an application for Games of chance was received from Big Flats Community Days, LLC dated February 23, 2016, and

WHEREAS for environmental review purposes, administration is a Type II action in accordance with SEQRA 6NYCRR, Part 617.5(c) (20) and as such no further action is necessary regarding the same, now

BE IT THEREFORE RESOLVED the Town Board approves the License for Charitable Gaming GCVS-1 Verified Statement of Raffle Ticket Operations, dated February 23, 2016 from Big Flats Community Days LLC to perform Raffle Ticket Operation events as outlined in the application.

CARRIED: AYES: Giammichele, Adams, Fairbrother

NAYS: None

ABSENT: Gillette, Saglibene

PROPOSED RESOLUTION REGARDING SOIL SAMPLING

TABLED TO AN UNCERTAIN TIME

Resolution by: Adams

Seconded by: Gillette

TABLED: AYES: Giammichele, Adams, Fairbrother

NAYS: None

ABSENT: Gillette, Saglibene

RESOLUTION NO. 145-16

COMMUNICATION LOG FOR APRIL 27, 2016 APPROVED

Resolution by: Giammichele

Seconded by: Adams

BE IT RESOLVED that the following communications were received, accepted and filed by the Town Clerk of the Town of Big Flats and referred to the appropriate Department Head for information and/or action:

April 15, 2016

George Dombroske - RE: Request that dog walking on the Sperr Park walking path be banned immediately. *Referred to: Town Board, Department of Public Works, Code and Planning, and filed with Town Clerk.*

April 20, 2016

Time Warner Cable – RE: April 20, 2016 Programming Notice Changes *Referred to: Town Board, and filed with Town Clerk.*

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RESOLUTION NO. 145-16, COMMUNICATION LOG FOR APRIL 27, 2016 APPROVED
continued

April 22, 2016

New York State of Opportunity, Department of Public Services RE: Clean Energy Standard (CES) program *Referred to: Town Board, Department of Public Works, Code and Planning, and filed with Town Clerk.*

CARRIED: AYES: Giammichele, Adams, Fairbrother

NAYS: None

ABSENT: Gillette, Saglibene

Supervisor Fairbrother also reported general Items:

- Loss of security for courts – Looking into new options
- I86 update – Working on grants
- Sales Tax – down 4.4%
- Water pump station – Project to be completed by Mid-August.
- Shared services with Catlin and Millport on water billing
- LED update – Sodium lights out back, Community Center
- Training June 3rd mandatory
- Chickens and Bees – 1st meeting in May. (11th @ 4:30p.m.)
- June 9th Open House and Information Fair at the Community Center 5-7 pm
- Solar – MEGA – cheaper electric rates
- Arnot Mall – water issues, new stores coming to our mall need more water.
- Town complex flowers –looking for a part-time landscaper
- Demet's has around 50 people to volunteer to help in the Parks, May 11th 9-11 am

Councilperson Adams made a motion, seconded by Councilperson Giammichele to adjourn the Town Board meeting at 7:35 p.m. All in favor except Councilperson Saglibene, and Councilperson Gillette who was absent, motion carried.

Date approved: _____ Linda Cross
Town Clerk